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| APPLICATION NO.  | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO.        | CONFIRMATION NO.       |
|--|-------------|----------------------|----------------------------|------------------------|
| 10/738,357   | 12/15/2003  | Dan Jones            | 45098.00017.UTL1           | 8550                   |
| 67670  | 7590        | 10/03/2007           |                            |                        |
| West Corporation<br>Michele Zarinelli<br>11808 Miracle Hills Drive<br>MSW11-Legal<br>Omaha, NE 68154 |             |                      | EXAMINER<br>PESIN, BORIS M |                        |
|  |             |                      | ART UNIT<br>2174           | PAPER NUMBER           |
|  |             |                      | MAIL DATE<br>10/03/2007    | DELIVERY MODE<br>PAPER |

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

## Office Action Summary

Application No.

10/738,357

Applicant(s)

JONES ET AL.

Examiner

Boris Pesin

Art Unit

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 18 July 2007.
- 2a) ☒ This action is FINAL. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-12, 14, 16-20 and 22-26 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-12, 14, 16-20 and 22-26 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |   |   |
|---|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                  | 5) <input type="checkbox"/> Notice of Informal Patent Application                       |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

## **DETAILED ACTION**

### ***Response to Amendment***

This communication is responsive to the amendment filed 7/18/2007.

Claims 1-12, 14, 16-20 and 22-26 are pending in this application. Claims 1, 17, and 22 are independent claims. In the amendment filed 7/18/2007 Claim 17 was amended. This action is made Final.

### ***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

The factual inquiries set forth in *Graham v. John Deere Co.*, 383 U.S. 1, 148 USPQ 459 (1966), that are applied for establishing a background for determining obviousness under 35 U.S.C. 103(a) are summarized as follows:

1. Determining the scope and contents of the prior art.
2. Ascertaining the differences between the prior art and the claims at issue.
3. Resolving the level of ordinary skill in the pertinent art.
4. Considering objective evidence present in the application indicating obviousness or nonobviousness.

Claims 1-12, 14, 16, and 25 are rejected under 35 U.S.C. 103(a) as being unpatentable over Screen Dumps of Windows Media Player 9 used on Windows XP ("Windows") in view of Ludwig et al. (US 7185054).

For independent claim 1, Windows teaches a user interface on a display device for application sharing in a multimedia collaboration system (Fig. 1, 10), wherein the user interface, comprises:

- a display region (Fig. 1, 10);
- a taskbar region within the display region (Fig. 1, 11);
- a desktop region within the display region (Fig. 1, 12);
- one or more control areas displayed within the taskbar region (Fig. 1, 13).

Windows does not specifically teach an interface wherein at least a portion of the desktop region can be shared by a local user of the user interface with a remote user in a multimedia collaborative session, and no portion of the taskbar region is visible or accessible to the remote user. Ludwig teaches a portion of the desktop region can be shared by a local user of the user interface with a remote user in a multimedia collaborative session, and no portion of the taskbar region is visible or accessible to the remote user ("As described above in connection with collaborative workstation software, Snapshot Share ... is a utility used in multimedia calls and conferencing for capturing window or screen snapshots, sharing with one or more call or conference participants, and permitting group annotation, telepointing, and re-grabs." Column 29, Lines 6-11 also Column 4 Lines 58-67, "Selected regions"). Since a user is able to only share a window or selected regions, there is no portion of the taskbar that is visible or accessible. It would have been obvious to one of ordinary skill in the art at the time of the invention to modify Windows with the teachings of Ludwig and include a method of sharing desktop regions with the motivation to provide the user with a more

effective and a less cost-effective collaboration system (See Ludwig Column 2, Lines 39-40).

As per claim 2, Windows-Ludwig teaches the user interface of claim 1, wherein the taskbar region can be resized within the display region (Windows, Fig. 1, 11 and then resized in the display region in Fig. 2, 11a).

As per claim 3, Windows-Ludwig teaches the user interface of claim 1, wherein the taskbar region can be closed (Windows Fig. 3).

As per claim 4, Windows-Ludwig teaches the user interface of claim 1, wherein the taskbar region can be minimized (Windows Fig. 5 shows the taskbar already minimized. In order to get the taskbar minimized, a user would right-click on an unused space on the taskbar (Windows Fig. 4, 41) and menu (Windows Fig. 4, 42) appears. After selecting *Properties* (Windows Fig. 4, 40), a window appears (Fig. 5, 52; *Taskbar and Start Menu Properties*). A user would select *Auto-hide the taskbar* (Windows Fig. 5, 50) and then hit *OK* (Windows Fig. 5, 51). The taskbar is then minimized and can be maximized when a user slides the mouse pointer all the way to the bottom of the display (Windows Fig. 5, 10)).

As per claim 5, Windows-Ludwig teaches the user interface of claim 1, wherein the taskbar region can be relocated within the display region (Windows Fig. 1, 11 and then relocated within the display region in Fig. 2, 11a).

As per claim 6, Windows-Ludwig teaches the user interface of claim 1, wherein the desktop region can be resized within the display region (Windows Fig. 1, 12 and then resized within the display region in Fig. 2, 12a).

As per claim 7, Windows-Ludwig teaches the user interface of claim 1, wherein each control area in the task region (Windows Fig. 6, 13) includes a menu of control options (After a user hits button (Windows Fig. 6, 60), menu of control options appears (Windows Fig. 6, 61)).

As per claim 8, Windows-Ludwig teaches the user interface of claim 1, wherein a configuration associated with the taskbar region can be changed (taskbar region's configuration was changed as seen first on the bottom (Windows Fig. 1, 11) of the display (Windows Fig. 1, 10) and then resized and relocated to the left (Windows Fig. 2, 11a) of the display (Windows Fig. 2, 10)), and wherein a configuration associated with the desktop region is automatically changed in response to a change in the configuration of the task bar region (desktop region was automatically resized and relocated to maximize in the right side of the display (Windows Fig. 2, 12a) after the configuration change of the taskbar as described above).

As per claim 9, Windows-Ludwig teaches the user interface of claim 8, wherein the change in the configuration associated with the task bar region includes a change of the position or a change of the size of the task bar region (taskbar region's configuration was changed as seen first on the bottom (Windows Fig. 1, 11) of the display (Fig. 1, 10) and then resized and relocated to the left (Windows Fig. 2, 11a) of the display (Windows Fig. 2, 10)).

As per claim 10, Windows-Ludwig teaches the user interface of claim 8, wherein the change in the configuration associated with the display region includes a change of the position a change of the size of the display region (desktop region was automatically

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resized and relocated to maximize in the right side of the display (Windows Fig. 2, 12a) after the configuration change of the taskbar as described above).

As per claim 11, Windows-Ludwig teaches the user interface of claim 2, wherein resizing the taskbar region (taskbar region's configuration was changed as seen first on the bottom (Windows Fig. 1, 11) of the display (Windows Fig. 1, 10) and then resized and relocated to the left (Windows Fig. 2, 11a) of the display (Windows Fig. 2, 10)) automatically resizes the desktop region to maximize the visible area of the desktop region within the display region without creating any overlap between the taskbar region and the desktop region (desktop region was automatically resized and relocated to maximize in the right side of the display (Windows Fig. 2, 12a) after the configuration change of the taskbar as described above. Fig. 2 shows that the taskbar region (11a) and the desktop region (12a) still do not overlap).

As per claim 12, Windows-Ludwig teaches the user interface of claim 1, wherein each application window (Windows Fig. 7, 14) can be resized (After hitting the button (Windows Fig. 7, 70), the window (Windows Fig. 7, 14) is resized (Windows Fig. 8, 80)) within the desktop region (Windows Fig. 8, 12).

As per claim 14, Windows-Ludwig teaches the user interface of claim 1, wherein the taskbar region includes multiple control applications controllable by the local user via a menu of control options within the control areas (Windows Fig. 11, 13 and 110).

As per claim 16, Windows-Ludwig teaches the user interface of claim 1, further comprising a plurality of task bar regions (Windows Fig. 2, 20-24).

As per claim 25, Windows-Ludwig teaches the user interface of claim of claim 1, wherein the display region is configured so that there is no overlap between any portion of the taskbar region and any portion of the desktop region (Windows Fig. 2, 20-24).

Claims 17-20, 22-24, and 26 are rejected under 35 U.S.C. 103(a) as being unpatentable over Rodgers et al. ("Rodgers", US PG PUB # 2002/0026478 A1) in view of Ludwig et al. (US 7185054).

For independent claim 17, Rodgers teaches a multimedia collaboration system for application sharing between a local multimedia device and a remote multimedia device (ABSTRACT), wherein the system comprises:

a local multimedia device (Fig. 3 and paragraph [0092]; *the computer of a first user (e.g., the first computer 110 in FIG. 1)*) including a sharer interface (Fig. 3; display of first computer has the sharer interface which is on the left), wherein the sharer interface comprises:

a sharer display region (Fig. 3; display of first computer which is on the left);

a sharer taskbar region within the sharer display region (Fig. 3, (144) and paragraph [0092]; *taskbar*);

a sharer desktop region within the sharer display region (Fig. 3, (140) and paragraph [0092]; *desktop*);

a sharer control area displayed within the sharer taskbar region (Fig. 3, (146) and paragraph [0092]; *a taskbar 144, which includes an icon 146 to initiate linked multi-user groups*);



wherein there is no overlap between the taskbar region and desktop region within the display region (Fig. 3, (144) and (140));

a remote multimedia device configured to communicate with the local multimedia device, (Fig. 3 paragraph [0093]; *A second user (e.g., on the second computer 111 in FIG. 1)*) the remote multimedia device including a viewer interface, wherein the viewer interface comprises:

a viewer display region (Fig. 3; display of second computer which is on the right);

a viewer desktop region also within the viewer display region (Fig. 3, (141) and paragraph [0093]; *desktop*).

Rodgers does not teach a system wherein at least a portion of the sharer desktop region can be viewed in the viewer display region, and no portion of the sharer taskbar region is shared with the remote device. Ludwig teaches a system wherein at least a portion of the sharer desktop region can be viewed in the viewer display region, and no portion of the sharer taskbar region is shared with the remote device ("As described above in connection with collaborative workstation software, Snapshot Share 514 shown in FIG. 30 is a utility used in multimedia calls and conferencing for capturing window or screen snapshots, sharing with one or more call or conference participants, and permitting group annotation, telepointing, and re-grabs." Column 29, Lines 6-11 also Column 4 Lines 58-67, "Selected regions"). Since a user is able to only share a window or selected regions, there is no portion of the taskbar that is visible or accessible. It would have been obvious to one of ordinary skill in the art at the time of the invention to modify Windows with the teachings of Ludwig and include a method of

sharing desktop regions with the motivation to provide the user with a more effective and a less cost-effective collaboration system (See Ludwig Column 2, Lines 39-40).

As per claim 18, Rodgers-Ludwig teaches the multimedia collaboration system of claim 17, wherein the local multimedia device further comprises a sharer collaborative application that can be activated through a sharer control option provided in the sharer control area of the sharer taskbar region (Fig. 3, (146) and paragraph [0092]; *a taskbar 144, which includes an icon 146 to initiate linked multi-user groups*).

As per claim 19, Rodgers-Ludwig teaches the multimedia collaboration system of claim 18, wherein the sharer collaborative application is configured to allow at least a portion of the sharer desktop region to be shared with the remote multimedia device, while preventing sharing of the sharer task bar region (paragraphs [0131] and [0132]; *it is the web browsers themselves (which are shared in a linked multi-user group) that transfer the copy of the web document from one of the web browsers to the other. This is conceptually illustrated in FIG. 7, wherein the web server 190 is shown as being directly coupled only to the web browser 192 on the first computer 110*).

As per claim 20, Rodgers-Ludwig teaches the multimedia collaboration system of claim 19, wherein at least a portion of the viewer desktop region corresponds to the portion of sharer desktop region that is being shared with the remote multimedia device (Fig. 8 and paragraphs [0131]-[0134]; *it is the web browsers themselves (which are shared in a linked multi-user group)*).

For independent claim 22, Rodgers-Ludwig teaches a method of application sharing between a local multimedia device and a remote multimedia device in a multimedia collaboration system (ABSTRACT), the method comprising:

allocating distinct areas on a sharer display interface of the local multimedia device (Fig. 3; display of first computer has the sharer interface which is on the left) for a sharer taskbar region and a sharer desktop region, so that there is no overlap between any portion of the taskbar region and any portion of the desktop (Fig. 3, (144) and (140));

allocating an area on a viewer display interface of the remote multimedia device (Fig. 3; display of second computer has the viewer interface which is on the right) for a viewer desktop region (Fig. 3, (141) and paragraph [0093]; *desktop*); and

Rodgers does not teach sharing at least a portion of the sharer desktop region of the local multimedia device with the remote multimedia device, while preventing any portion of the taskbar region from being shared with the remote multimedia device. Ludwig teaches sharing at least a portion of the sharer desktop region of the local multimedia device with the remote multimedia device, while preventing any portion of the taskbar region from being shared with the remote multimedia device ("As described above in connection with collaborative workstation software, Snapshot Share 514 shown in FIG. 30 is a utility used in multimedia calls and conferencing for capturing window or screen snapshots, sharing with one or more call or conference participants, and permitting group annotation, telepointing, and re-grabs." Column 29, Lines 6-11, also Column 4 Lines 58-67, "Selected regions"). Since a user is able to only share a

window or selected regions, there is no portion of the taskbar that is visible or accessible. It would have been obvious to one of ordinary skill in the art at the time of the invention to modify Windows with the teachings of Ludwig and include a method of sharing desktop regions with the motivation to provide the user with a more effective and a less cost-effective collaboration system (See Ludwig Column 2, Lines 39-40).

As per claim 23, Rodgers-Ludwig teaches the method of claim 22, wherein sharing at least a portion of the sharer desktop region comprises sharing with the remote multimedia device a window associated with an application running at the local multimedia device (Rodgers Fig. 8 and paragraphs [0131]-[0134]; *it is the web browsers themselves (which are shared in a linked multi-user group)*)).

As per claim 24, Rodgers-Ludwig teaches the method of claim 22, further comprising changing a configuration associated with the sharer task bar region and automatically changing a configuration associated with the sharer desktop region in response to the change to the configuration associated with the sharer task bar region so that the sharer desktop region is maximized without obscuring any portion of the sharer taskbar region (Official Notice is given that changing the configuration associated with the task bar region in a Windows environment would automatically change the configuration associated with the desktop region and would not obstruct the taskbar region.) One of ordinary skill in the art at the time the invention was made would have known that dragging the taskbar by the resize arrows would change the size (configuration) of the taskbar and thus change the size (configuration) of the desktop region. Rodgers teaches the sharer taskbar and desktop as the Windows environment

(Fig. 3, (144); *Start* and paragraph [0071]). For further support, it is demonstrated above in the rejection for claim 8 how resizing the taskbar region in the Windows environment will automatically change the configuration of the desktop region).

As per claim 26, Rodgers-Ludwig teaches the multimedia collaboration system of claim 17, wherein the local multimedia device is configured so that there is no overlap between any portion of the sharer taskbar region and any portion of the sharer desktop region (See Rogers Figure 3, Elements 140 and 144).

### ***Response to Arguments***

Applicant's arguments filed 7/18/2007 have been fully considered but they are not persuasive.

In regards to the Applicant's argument that Ludwig does not teach that no portion of the taskbar region is visible or accessible to the remote user, the Examiner respectfully disagrees. Since, in Ludwig, a user is able to only share a window or selected regions, there is no portion of the taskbar that is visible or accessible. A user can decide what portion to share, and if he so chooses, he can leave the taskbar off the screen. While it is true that either party can manipulate data in the window, these manipulation tools (control tools) are not located in the taskbar. Furthermore the Applicant has not required that the control tools used to manipulate the window be located in the task bar. The claims simply recite a control area that is in a taskbar. There is no mention in the claim language that this control area is used to manipulate the shared window.

In regards to the Applicant's argument that Ludwig does not teach "showing only a portion of a window," the Examiner points out that "only" is not in the claim limitations so this argument is moot. Furthermore, since a portion is inherently part of the whole, Ludwig's full window inherently encompasses Applicant's a potion of a window.

### ***Conclusion***

**THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

### ***Inquiry***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Boris Pesin whose telephone number is (571) 272-4070. The examiner can normally be reached on Monday-Friday except every other Friday.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kristine Kincaid can be reached on (571) 272-4063. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

BP

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